

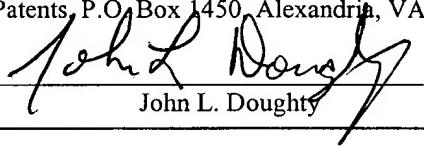


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **Cloonan**) Group No.: **2666**
Serial No.: **09/902,121**)
Filed: **7/10/2001**) Examiner: **Harper**
Title: **Congestion Control in a**)
Network Device having a)
Buffer Circuit)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First Class Mail under 37 CFR § 1.8 addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



John L. Doughty



6/24/2005
Date

RESPONSE

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

This is responsive to the Office Action mailed May 17, 2005, having a response due by August 17, 2005. Thus, this Amendment is timely filed. The following remarks are respectfully submitted.

REMARKS

Status of the Claims

In the Office Action, claims 13-15 and 19-22 are noted as pending in the application. Claims 19-22 are allowed. Claims 13 and 14 stand rejected under the judicially created doctrine of obviousness-type double patenting. Claim 15 is objected to as being dependent upon a rejected base claim.